

10/23/2018

JULIA C. DUDLEY, CLERK
BY: *H. Wheeler*
DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
CHARLOTTESVILLE DIVISION

DAMIAN STINNIE, MELISSA ADAMS,
and ADRIANNE JOHNSON, individually
and on the behalf of all others similarly
situated; WILLIEST BANDY, and
BRAIANNA MORGAN, individually, and
on behalf of all others similarly situated,

Plaintiffs,

v.

RICHARD D. HOLCOMB, in his official
capacity of the Commissioner of the
VIRGINIA DEPARTMENT OF MOTOR
VEHICLES,

Defendant.

CASE NO. 3:16-cv-00044

ORDER

JUDGE NORMAN K. MOON

The Court is in receipt of Plaintiffs' Joint Motion for Consent Order, which "request[s] that this Court establish ... responsive pleading deadlines." (Dkt. 95). This case was initially brought before the Court in July 2016 (dkt. 1) and was dismissed without prejudice in March, 2017. (Dkt. 57). Plaintiffs have since filed, concurrently, an amended complaint, a motion to certify class, and a motion for preliminary injunction. (Dkts. 84, 85, 88). Due to the myriad issues presented in Plaintiffs' filings, and the length of time this matter has been before the Court, it is necessary to establish a schedule by which the parties will proceed. Therefore, Plaintiffs' motion will be granted in part and modified in part.

Considering the representations of counsel as set forth in their joint motion and recognizing that discovery may proceed where dispositive motions are pending, it is hereby **ORDERED** that this matter will proceed on the following schedule:

<u>Event</u>	<u>Deadline</u>
DEFENDANT’S RESPONSE IN OPPOSITION TO PLAINTIFFS’ MOTION FOR PRELIMINARY INJUNCTION:	October 26, 2018
PLAINTIFFS’ REPLY IN SUPPORT OF THEIR MOTION FOR PRELIMINARY INJUNCTION:	November 9, 2018
DEFENDANTS’ RESPONSES TO PLAINTIFFS’ FIRST AMENDED CLASS COMPLAINT <i>and</i> MOTION FOR CLASS CERTIFICATION:	November 21, 2018
PLAINTIFFS’ OPPOSITION TO DEFENDANT’S RESPONSE(S):	January 10, 2019
DEFENDANTS’ REPLY IN SUPPORT OF ANY MOTION REGARDING PLAINTIFFS’ FIRST AMENDED CLASS COMPLAINT:	February 11, 2019
DEADLINE TO COMPLETE DISCOVERY:	April 25, 2019
DEADLINE TO FILE DISPOSITIVE MOTIONS:	May 13, 2019
DEADLINE TO FILE RESPONSE TO DISPOSITIVE MOTIONS:	May 27, 2019
DEADLINE TO FILE REPLIES TO DISPOSITIVE MOTIONS:	June 3, 2019
TRIAL:	August 5–9, 2019

Plaintiffs’ motion is hereby **GRANTED** in part and modified in part. Discovery in this case is now open, and all instructions in the pretrial order filed October 2016 (dkt. 11), that do not conflict with the schedule as set forth above, are incorporated into this order.

It is so **ORDERED**.

The Clerk of the Court is directed to send a certified copy of this order to the parties.

Entered this 23rd day of October, 2018.


 NORMAN K. MOON
 SENIOR UNITED STATES DISTRICT JUDGE